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August 22, 2008

MEMO ENDORSED

VIA FACSIMILE (914) 390-4152

Judge Kenneth M. Karas
United States District Court
Southern District of New York
300 Quarropas Street, Room 533
White Plains, New York 10601

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DOCUMENT
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DOC #: _____
DATE FILED: _____

Re: Boykin, Robert and Elizabeth v. Shaun Otten & Insinger Performance Incorporated
Docket No.: 08 CV 02486
DOL: May 29, 2007
Our File No.: 117-13283-D-PAF/DMS
Handling Attorneys: Paul A. Fino, Jr. and Daniel M. Stewart

Dear Judge Karas:

My office represents the defendants in the above-referenced lawsuit. This letter is faxed under instructions of "Dawn" from your chambers.

The parties attended private mediation on August 20, 2008, and agreed to settle the case for \$110,000.

By copy of this letter to plaintiff's counsel, I ask that he forward the following documents to our office:

- (a) a general release for the insurance company;
- (b) a stipulation of discontinuance with prejudice that we will then file with the Court; and
- (c) a cover letter with counsel's tax identification number.

Upon receipt of said documents from plaintiff's office, we will issue the settlement proceeds forthwith.

A NEW YORK LIMITED LIABILITY PARTNERSHIP

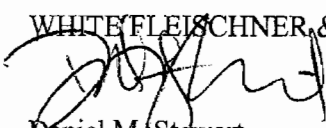
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Thank you for your kind consideration.

Very truly yours,

WHITE FLEISCHNER & FINO, LLP


Daniel M. Stewart
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DMS/wj

cc:

VIA FACSIMILE (845) 294-4752

Richard Bernsley, Esq.
One Railroad Avenue
Goshen, New York 10924

The Clerk is respectfully requested
to docket this letter and to close
this case.

So Ordered.


8/24/08